

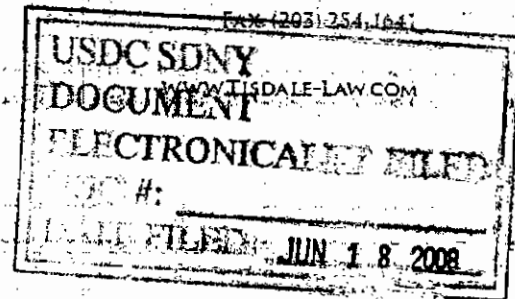
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June 17, 2008

Via facsimile 212-805-0426
Honorable Laura Taylor Swain
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street, Room 755
New York, NY 10036

MEMO ENDORSED

Re: Diageo North America, Inc. v. M/V CALIFORNIA LUNA & OOCL
Docket Number: 08 Civ. 2522
Our File No.: 08-1856

Honorable Madam:

We are attorneys for the Defendant Orient Overseas Container Line, Ltd. in the above captioned matter. We are writing with the consent of Plaintiff's counsel to respectfully request a brief adjournment of the Pretrial Conference scheduled for Friday June 20, 2008. Plaintiff's counsel has forwarded to me a draft of the Preliminary Pretrial Statement and I am presently preparing my additions thereto. However, we have been unable to file a completed copy sufficiently in advance of the Pretrial Conference to comply with your Honor's Standing Order.

As Plaintiff's counsel is due to be out of town until July 15, 2008 and the undersigned will be away from August 8th through August 20th, we respectfully request that the Conference be adjourned until either late July or late August, or anytime thereafter.

We appreciate your Honor's indulgence in this request.

Respectfully yours,

Thomas L. Tisdale

*The conference is adjourned to
August 22, 2008 at 10 AM.*

Via facsimile-212-376-6490
James J. Ruddy
McDermott & Radzik, LLP.
Wall Street Plaza
88 Pine Street 21st Floor
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SO ORDERED.

LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE